



PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: John S. FOX ) Confirmation No.: 6809  
Serial No.: 10/788,724 ) Group Art Unit: 2883  
Filed: February 26, 2006 ) Examiner: Peng. C. U.  
For: Controlled-intensity multiple-frequency multiple-axis  
illumination of macroscopic specimens from a single light source  
using special bifurcated cables  
Atty's Docket No.: FOX 0002P )

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San Diego, California  
July 3, 2006

RESPONSE TO REQUIREMENT FOR RESTRICTION

Mail Stop Petition  
Commissioner of Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

Timely in response to Office Action making a requirement for restriction under 35 U.S.C. section 121, Applicant makes the following election in the above-identified patent application:

The examiner has made requirement for restriction under 35 U.S.C. section 121 between five species, with no claim generic to all species but claims 1, 11, 18 and 21 generic to species A-D.

Applicant elects species A, claims 1,2,11,18,19 and 21, with traverse as regards species A, D and E, only.

In other words, should no generic claim be found allowable Applicant does not contest that his elected species A is patentably distinct from the species B and C. Namely, Applicant claims in species C a feedback sensor system (control circuits); and in species B a dichroic mirror. Each is a part of Applicant's invention not mandating the parts of species A, D, and E

However, should no generic claim be found allowable